REMARKS

Claims 1, 3-7, and 14-25 remain in the application and claims 1, 14, and 19 have been amended hereby. Claims 2, and 8-13 have been cancelled, without prejudice or disclaimer.

The claims reciting "by deforming the pits" have been cancelled. Accordingly, applicant requests that the objection to the drawings be withdrawn.

The specification has been amended to address the errors listed in the Office Action at paragraph 2.

The title of the invention has been amended to read -- OPTICAL RECORDING MEDIUM HAVING MULTIPLE REPRODUCTION MODES --, as requested in the Office Action at paragraph 3.

Claim 14, line 2 has been amended to change "the data" to --data--, as requested in the Office Action at paragraph 4.

Claims 8-13 have been cancelled, thereby rendering the rejection thereof moot.

Reconsideration is respectfully requested of the rejection of claims 1-25 under 35 USC 102(b), as being anticipated by Sako et al. (published as WO00/34947, EP1076332, or U.S. Patent No. 6,801,490).

Features of the recording medium according to the present invention are first and second data, and reproduction-mode identification data recorded on the recording medium. The reproduction-mode identification data represents a reproduction

mode of reproducing the first and second data in response to a selection by a user.

These features enable a user, by pushing a button in the apparatus, for example, to reproduce in a first reproduction mode the first and second data or to reproduce in a second reproduction mode only the first data. The first reproduction mode could be a multichannel audio signal application and the second reproduction mode could be a stereo audio signal, for example. See page 12, lines 3-16, page 44, lines 12-21, and page 46, lines 15-18 of the present application, for example.

Independent claims 1, 14, and 19 have been amended to recite these features of the present invention.

Looking at Sako et al. we see that there is no reproduction-mode identification data representing a reproduction mode of reproducing first and second data recorded on a recording medium in response to a selection by a user. In Sako et al. the TOC data includes a disk ID for determining whether D2L data for improving sound quality has been recorded on the disk, such as in the present invention, and it is submitted that this disk ID is unrelated to the claimed reproduction-mode identification data.

Accordingly, it is respectfully submitted that amended independent claims 1, 14, and 19, and the claims depending therefrom, are not anticipated by Sako et al.

The prior art made of record and not relied upon has been reviewed and is not seen to show or suggest the present invention

as recited in the amended claims.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,
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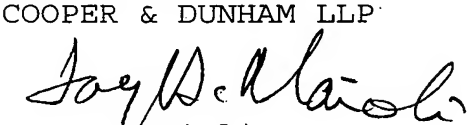

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